

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**CREEDON CONTROLS, INC., a Delaware  
corporation,**

**Plaintiff,**

**v.**

**BANC ONE BUILDING CORPORATION,  
an Illinois corporation; and FOREST  
ELECTRIC CORPORATION, a New  
York corporation,**

**Defendants.**

**C.A. No. 05CV300 (JJF)**

**DEFENDANTS' INTITIAL DISCLOSURE STATEMENT  
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 26**

**A. Name and address of individuals likely to have discoverable information.**

1. Paul Angerame  
Forest Electric Corp.  
Two Penn Plaza, 4<sup>th</sup> Floor  
New York, NY 10121
2. Juliane Lynch  
Forest Electric Corp.  
Two Penn Plaza, 4<sup>th</sup> Floor  
New York, NY 10121
3. Terry Peng  
Forest Electric Corp.  
Two Penn Plaza, 4<sup>th</sup> Floor  
New York, NY 10121
4. Len Beck  
Forest Electric Corp.
5. Kevin Boylan  
Forest Electric Corp.
6. Walter Husar  
Forest Electric Corp.

7. Scott Capaldi  
Bank One Building Corp.  
2001 North Walnut Street  
Wilmington, DE 19801
8. Carl Auwarter  
Bank One Building Corp.
9. Thomas Keane  
Tishman Construction Corp.  
666 Fifth Avenue  
New York, NY 10103
10. Bob Allocca  
Tishman Construction Corp.  
4001 Governors Prince Boulevard  
Wilmington, DE 19802
11. Robert L. Smith  
Tishman Construction Corp.  
4001 Governors Prince Boulevard  
Wilmington, DE 19802
12. Rob Sharp
13. Dennis Link
14. Patricia Creedon  
Creedon Controls, Inc.  
3424 Old Capital Trail  
Wilmington, DE 19808
15. Charles Doble  
Creedon Controls, Inc.  
3424 Old Capital Trail  
Wilmington, DE 19808
16. Daniel Creedon  
address unknown

Defendants reserve the right to identify additional witnesses as more information becomes available through discovery.

B. A copy of, or a description by category and location, of documents that defendants may use to support their claims.

1. Folders labeled:
  - Request for Proposal (RFP) 6 (b) – General Lighting & Power
  - Creedon notes
  - RFP 21 (a)(b) – Bid Review Meetings 2-20-04
  - RFP 21 (a)(b) – IT Cable Conveyance Systems – PODA
  - RFP 21 (a)(b) – Best & Final Price Bids
  - RFP 21 (a)(b) – IT Cable Conveyance Systems – PODA & Bids
2. Notebooks, including:
  - Certified Payroll
  - Conveyance Systems Phase II
  - Daily Manpower Report & Miscellaneous Documents
  - RFP 21 (b) – Conveyance Systems Phase I
  - RFP 6 (b) – General Lighting & Power
3. Folders consisting of Change Orders and Invoices for RFP 21 (b) & 6 (b)
4. Notebooks consisting of Correspondence for RFP 6 (b)
  - RFP 21 (b)
5. RFP 6 (b)
6. RFP 21 (b)
7. Pre-qualification Questionnaire for Creedon.
8. A packet of cancelled checks from Forest to Creedon.
9. Direct purchases accounts payable log.
10. Drawings/Notes for Phase II, Conveyance project.
11. RFP and specifications for Phase II Conveyance prepared by CSTechnology.
12. Electronic copies of drawings and as built.

Defendants reserve the right to identify and rely on additional witnesses and documents not listed above as such documents become available through investigation and discovery and

plaintiff's claims are clarified. The above documents will be available for inspection at counsel's office at 919 North Market Street, Suite 1800, Wilmington, Delaware 19801 at a mutually convenient date and time.

**MCCARTER & ENGLISH, LLP**

/s/ Paul A. Bradley

PAUL A. BRADLEY (DE Bar ID #2156)

JAMES J. FREEBERY (DE Bar ID #3498)

919 Market Street, Suite 1800

P. O. Box 111

Wilmington, DE 19899

(302) 984-6300

Attorneys for Defendants

Dated: September 1, 2005